

The report was adopted, and the substitute read the second time by title, under suspension of the rules.

Mr. Knight offered a resolution, removing the Capital of the State.

Mr. Alden moved its indefinite postponement;

Which was agreed to.

Senate bill No. 31 was called up, and, on motion, indefinitely postponed.

Assembly bill, No. 5, was taken up and read second time.

The following message was received from the Assembly:

ASSEMBLY HALL,

Tallahassee, Fla., July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Senate bill, No. 3, to be entitled An Act to establish a State Penitentiary and for the Government and Support thereof.

Also:

Concurred in Senate amendments to Assembly bill, No. 75, to be entitled An Act authorizing the Governor of this State to raise Funds to pay the Expenses of this Legislature.

Very respectfully,

WM. FOLSOM BYNUM,

Clerk of the Assembly.

The accompanying bill was ordered enrolled.

Senate bill, No. 4, was taken up on its third reading.

Mr. Jenkins moved a call of the House, which was seconded.

The following members were found present, and the Sergeant-at-Arms was sent for absentees:

Mr. President, Messrs. Alden, Atkins, Bradwell, Crawford, Davidson, Davis, Goss, Ginn, Jenkins, Katzenberg, Knight, Krimminger, Moragne, McCaskill, Pearce, Underwood, Weeks, and Wood.

On motion, the Senate went into executive session.

On motion, the doors were opened, and the Senate adjourned.

TUESDAY, July 28th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Chaplain.

A quorum present.

The reading of the journal was dispensed with.

Mr. Underwood introduced a joint resolution fixing the day of final adjournment; read first time.

The President announced the signing of Assembly enrolled bill, for the repealing of the Relief Ordinance.

On motion of Mr. Knight, an evening session was ordered for to-day, at eight o'clock.

On motion of Mr. Alden, the vote of yesterday by which the Senate refused to take further action on Senate bill No. 45, was reconsidered, and the bill recommitted to the Committee on Corporations.

On motion of Mr. Goss, the vote of yesterday, by which Assembly bill No. 25 was indefinitely postponed, was reconsidered, and the bill recommitted to the Committee on Railroads.

The following reports of committees were received:

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed bills have examined the following bills and find them correctly engrossed, viz.:

Assembly bill No. 8. A bill to be entitled An Act to incorporate the Suwannee Steamboat Company.

Senate bill No. 53. An Act to Legalize the Ordinance passed in the Constitutional Convention.

Respectfully submitted,

J. E. A. DAVIDSON, Chairman.

The bills were placed on the general file.

TALLAHASSEE, July 28th, 1868.

TO THE SENATE:

The Committee on Corporations, to whom was referred Assembly bill No. 54, report back the same with the following amendments:

Amend by striking out the words "Gulf of Mexico," in section 4, and insert the words "from the range line between Ranges nineteen (19) and twenty (20)."

Strike out all of Sec. 8, and insert "Sec. 8. That the President and directors of said company shall be authorized to agree upon such rates of tolls for the use of such navigation as they may deem reasonable, and as shall be approved by the board of trustees of the internal improvement fund; and the said company may collect tolls on all vessels or other water craft which may pass or repass through any canal which said corporation may cut or construct, or that may pass or repass through any channel they may have dredged or deepened, and said company shall be entitled to demand and receive said tolls upon all produce, merchandise, goods or other articles which may be transported through any of the canals cut or waters improved by the said company; and all produce, goods, merchandise, boats, or other articles or things which may be transported or conveyed through

any of said canals constructed, or waters made navigable, shall be liable for the tolls and fees for which they are respectively chargeable, and may be detained until the same be paid and acquitted."

After careful examination of the subject, the committee find that the Withlacoochee river is already navigable from its mouth to the range line mentioned in the foregoing amendment; they therefore restrict the collection of tolls by the company to vessels navigating above that point. - Section 8 of the bill gives the company the exclusive right to navigate the river for twenty years. The committee are of the opinion that the development of the country where the improvement may be made will be hastened, and the interests of the company itself better served, by withholding the exclusive right to navigate, and authorize and compel the collection of tolls. Your committee therefore recommend the adoption of the amendment.

Respectfully submitted,
 HORATIO JENKINS, JR.,
 Chairman Committee on Corporations.

The report was adopted, the bill read second time by title, under a suspension of the rules, and ordered engrossed.

SENATE CHAMBER,
 July 28th, 1868. }

The Committee on Enrolled bills beg leave to report as correctly enrolled:

Bill No 6. An Act to establish a State Penitentiary, and for the government and support thereof. D. DAVIS,
 Chairman Committee on Enrolled Bills.

A verbal message was received from the Governor, announcing his approval and signature to Senate bills Nos. 12 and 9.

Also the following in writing:

STATE OF FLORIDA, EXECUTIVE OFFICE,
 Tallahassee, July 28th, 1868. }

TO THE SENATE:

I hereby appoint the following named persons to the offices severally designated, and ask the confirmation of the Senate, viz.:

Edwin M. Randall, to be Chief Justice, vice Thomas J. Boynton declined.

James D. Westcott, Jr., to be Associate Justice, vice Edwin M. Randall, appointed Chief Justice.

Very respectfully, &c.,
 HARRISON REED, Governor.

STATE OF FLORIDA, EXECUTIVE OFFICE,
 Tallahassee, July 28, 1868. }

TO THE SENATE:

I hereby nominate the following named persons for the offices severally designated, viz.:

John Newton, to be county Judge for Walton county.

John L. Campbell, to be Clerk of the Court for Walton county.

Samuel Rutan, to be Sheriff for Walton county.

William H. McRae, to be Clerk of the Court for Gadsden county.

Charles L. Williams, to be Sheriff for Gadsden county.

William R. Random, to be Assessor of Taxes for Gadsden county.

Finlay McCaskill, to be Assessor of Taxes for Walton county.

Samuel Rutan, to be Collector of Revenue for Walton county.

Very respectfully, &c.,

HARRISON REED, Governor.

The following messages were received from the Assembly:

ASSEMBLY HALL,
 Tallahassee, Fla., July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Senate bill, No. 48, to be entitled An Act authorizing the Board of Commissioners of Pilotage to appoint Stevedores, and for other purposes.

Also:

Senate bill, No. 24, to be entitled An Act for the Relief of William E. Jackson and others.

Also:

Senate bill, No. 46, to be entitled An Act to provide for the Organization and Government of the Supreme Court.

Very respectfully,

WM. FORSYTH BYNUM,
 Clerk of the Assembly.

The bills were ordered enrolled.

ASSEMBLY HALL,
 Tallahassee, July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Assembly bill, No. 73, to be entitled An Act to incorporate the Ocklawaha River and Lake Apopka Steamboat and Canal Company.

Very respectfully,

WM. FORSYTH BYNUM,
 Clerk of the Assembly.

The bill was placed on the general file.

ASSEMBLY HALL,
Tallahassee, Fla., July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Assembly bill, No. 20, to be entitled An Act relative to Penning Cattle in this State, and for other purposes.

Also:

Assembly bill, No. 38, to be entitled An Act to compel Railroad Companies to pay for all Stock killed upon their Railroads.

Also:

Assembly bill, No. 50, to be entitled An Act for the Relief of Sheriffs, Tax Collectors, and their Securities.

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the Assembly.

The bills were placed on the general file.

ASSEMBLY HALL,
Tallahassee, Fla., July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Assembly bill, No. 71, to be entitled An Act defining the Boundary Line between Dade and Manatee counties.

Also:

Assembly bill, No. 72, to be entitled An Act to incorporate the Wekiva River Steamboat Company.

Also:

Assembly bill, No. 74, to be entitled An Act to change the Name of the County Site of Polk County.

Very respectfully,

WILLIAM FORSYTH BYNUM,
Clerk of the Assembly.

The bills were placed on the general file.

ASSEMBLY HALL,
Tallahassee, Fla., July 27, 1868. }

HON. W. H. GLEASON, President of the Senate:

SIR: The Assembly has passed Assembly bill, No. 75, to be entitled An Act to incorporate the Jacksonville Hotel Company.

Also:

Senate bill, No. 7, entitled An Act concerning Forcible Entry and Detainer, with amendments, and respectfully ask the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the Assembly.

The bills were placed on the general file.

The following bills were taken up, read first time by title under suspension of the rules, and referred.

Assembly bill, No. 73, to Committee on Corporations.

Assembly bill, No. 20, to Committee on Agriculture.

Assembly bill, No. 38, to Committee on Railroads.

Assembly bill, No. 50, to Committee on the Judiciary.

Assembly bill, No. 71, to Committee on City and County Organizations.

Assembly bill, No. 72, to Committee on Corporations.

Assembly bill, No. 74, to Committee on City and County Organizations.

Assembly bill, No. 75, to Committee on Corporations.

Senate bill No. 7 was taken up and referred to the Committee on the Judiciary.

The following bills came up on the second reading:

Senate bill No. 44 postponed for one day.

Senate bill, No. 63, read second time by title under suspension of the rules, and ordered engrossed.

Senate bill, No. 69, read second time.

Senate bill, No. 73, read second time by title under suspension of the rules.

The following bills came up on their third reading:

Senate bill, No. 4.

Mr. Davis moved its indefinite postponement.

Mr. Jenkins moved to lay this motion on the table.

The ayes and nays were demanded with the following result:
Yeas—Mr. President, Messrs. Alden, Bradwell, Davidson, Jenkins, Katzenberg, Krimminger, Meacham, Mobley, Pearce, and Purnan—11.

Nays—Messrs. Atkins, Crawford, Davis, Goss, Ginn, Moragne, McCaskill, Underwood, Weeks, and Wood—10.

So the motion lay on the table.

Mr. Mobley moved to postpone till Friday, the 31st inst., which was carried.

Senate bill, No. 51.

Mr. Alden moved to return the bill to its second reading and print it, which was agreed to by the following vote, the ayes and nays being demanded:

Yeas—Messrs. Alden, Atkins, Crawford, Davis, Ginn, Jenkins, Moragne, McCaskill, Underwood, Weeks, and Wood—11.

Nays—Messrs. Bradwell, Davidson, Goss, Katzenberg, Knight, Krimminger, Meacham, Mobley, Pearce, and Smith—10.

Senate bill No. 53, read third time, and passed with following vote:

Yeas—Messrs. Alden, Bradwell, Crawford, Davidson, Goss,

Ginn, Jenkins, Katzenberg, Knight, Krimminger, Meacham, Mobley, Pearce, Smith, and Underwood—15.

Nays—Messrs. Atkins, Davis, Moragne, and Weeks—4.

Senate bill No. 14, postponed till to-morrow.

Assembly bill No. 8, read third time, and passed with following vote:

Yeas—Messrs. Alden, Atkins, Bradwell, Crawford, Davidson, Davis, Ginn, Jenkins, Knight, Krimminger, Meacham, McCaskill, Pearce, Smith, Underwood, and Weeks—16.

Nays—None.

Assembly bill No. 5, read third time, and passed with following vote:

Yeas—Messrs. Alden, Davidson, Goss, Jenkins, Knight, Krimminger, Meacham, Mobley, Pearce, and Smith—10.

Nays—Messrs. Atkins, Crawford, Davis, Ginn, McCaskill, Underwood, and Weeks—7.

Assembly bill No. 6, read third time, and passed by following vote:

Yeas—Messrs. Alden, Atkins, Bradwell, Crawford, Davidson, Davis, Ginn, Jenkins, Knight, Krimminger, Meacham, Mobley, McCaskill, Pearce, Smith, Underwood, and Weeks—17.

Nays—None.

Assembly bill No. 47, placed back on second reading, and referred to Committee on Finance and Taxation.

On motion, the Senate went into executive session.

On motion, the doors were opened.

On motion, the Senate took a recess till 5 P. M.

FIVE O'CLOCK, P. M.

The Senate resumed its session.

The President in the Chair.

A quorum present.

The following reports of committees were received:

Hon. W. H. GLEASON, President of the Senate:

The Committee on Finance and Taxation, to whom was referred Assembly bill No. 55, to be entitled An Act for the Relief of Davis Floyd, report the same back to the Senate and state that they know nothing of the merits of the bill, and therefore ask to be relieved from its consideration.

C. R. MOBLEY, Chairman Committee.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined the following bills, and find them correctly engrossed, viz:

Senate bill No. 68. A bill to be entitled An Act to Incorporate the Jacksonville and Augustine Railroad Company.

Senate bill No. 65. A bill to be entitled An Act to Incorporate the Florida Savings Bank.

Senate bill No. 66. A bill to be entitled An Act for the Regulation of Ferries.

Senate bill No. 72. A bill to be entitled An Act concerning Agricultural College Lands.

Senate bill No. 32. A bill for An Act to ratify an Amendment to the Constitution of the United States known as Article XIV.

Senate bill No. 63. An Act entitled An Act to allow Judges of the Circuit Courts Mileage in certain cases.

Respectfully submitted,

J. E. A. DAVIDSON, Chairman.

The bills were placed on the general file.

SENATE CHAMBER,

July 28th, 1868.

The Committee on Enrolled Bills beg leave to report as correctly enrolled:

Bill No. 24. An Act for the Relief of William E. Jackson, Edward Thomas, William Spear, John Craig, James B. Walker, and their Associates, now owning and operating the Railroad from Jacksonville to Lake City.

D. DAVIS,
Chairman Committee on Enrolled Bills.

The following messages were received from the Assembly, and the bills placed on the general file:

ASSEMBLY HALL,

TALLAHASSEE, Fla., July 28, 1868.

HON. W. H. GLEASON, President of the Senate:

Sir: The Assembly has passed Senate bill No. 27, to be entitled An Act to permanently locate the County Site of Suwannee County, and for other purposes.

Also, Assembly bill No. 40, to be entitled An Act to provide for the Election of Electors of President and Vice President of the United States.

Also adopted resolutions relative to a Mail Route in South Florida.

Very respectfully,

WM. FORSYTH BYNUM,

Clerk of the Assembly.

ASSEMBLY HALL,

TALLAHASSEE, Fla., July 28, 1868.

HON. W. H. GLEASON, President of the Senate:

Sir: The Assembly has passed Assembly bill No. 62, to be entitled An Act to provide for the Incorporation of Cities and

Towns, and to establish a Uniform System of Municipal Government of this State.

Also, Assembly bill No. 78, to be entitled An Act to Incorporate the Georgia, Gainesville, and Tampa Railroad Company.

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the Assembly.

The President announced the signing of the following enrolled bills:

An Act to Establish a State Penitentiary, and for the Government thereof.

An Act to Change the County Lines between St. Johns and Putnam Counties.

An Act to allow H. D. Knowles and S. L. Hancock to Practice Medicine, and to collect Fees therefor.

Memorial to the Congress of the United States praying for the establishment of a Mail Route.

An Act for the relief of William E. Jackson, Edward Thomas, William Spear, John Craig, James B. Walker, and their associates, now owning and operating the railroad from Jacksonville to Lake City.

The following bills were introduced on leave:

By Mr. Knight:

"An Act relating to Seals of Courts, and Clerks," read first and second time by title under suspension of rules.

By Mr. Goss:

"An Act relating to the taking of Testimony upon Trials in the Courts of this State," read first time.

By Mr. Knight:

"An Act to provide a Fund for the Payment of the Interest on the Bonded Debt of the State," read first and second times by title under suspension of the rules.

By Mr. McCaskill:

An Act defining the manner in which Sheriffs and other Officers may be Ruled for Dereliction of Duty.

Read first time, and referred to Committee on Judiciary.

The following bills were taken up, read the third time, and passed:

Senate bill, No. 68, with the following vote:

Yeas—Messrs. Bradwell, Crawford, Davidson, Ginn, Jenkins, Katzenberg, Knight, Krimminger, Meacham, Mobley, Moragne, McCaskill, Pearce, Purman, Smith, Weeks, and Wood—17.

Nays—None.

Senate bill, No. 65, with the following vote:

Yeas—Messrs. Atkins, Bradwell, Crawford, Davidson, Goss, Ginn, Jenkins, Katzenberg, Knight, Krimminger, Meacham,

Mobley, Moragne, McCaskill, Pearce, Purman, Smith, Underwood, Weeks, and Wood—20.

Nays—None.

Senate bill, No. 66, with the following vote:

Yeas—Messrs. Alden, Bradwell, Crawford, Davidson, Davis, Goss, Ginn, Jenkins, Katzenberg, Knight, Krimminger, Meacham, Mobley, McCaskill, Pearce, Smith, and Weeks—17.

Nays—None.

Senate bill, No. 72, with the following vote:

Yeas—Messrs. Bradwell, Davidson, Goss, Ginn, Jenkins, Katzenberg, Knight, Krimminger, Meacham, Mobley, and McCaskill—11.

Nays—Messrs. Atkins, Crawford, Davis, Smith, Weeks, and Wood—6.

Senate bill, No. 32, with the following vote:

Yeas—Messrs. Alden, Bradwell, Davidson, Goss, Jenkins, Katzenberg, Knight, Krimminger, Meacham, Mobley, Pearce, Purman, and Smith—13.

Nays—Messrs. Atkins, Crawford, Davis, Ginn, Moragne, McCaskill, Weeks, and Wood—8.

Senate bill, No. 63, with the following vote:

Yeas—Mr. President, Messrs. Bradwell, Davidson, Jenkins, Katzenberg, Krimminger, Meacham, Pearce, and Smith—9.

Nays—Messrs. Alden, Atkins, Crawford, Davis, Ginn, Mobley, McCaskill, and Weeks—8.

Senate bill, No. 18½, was taken up, and made the special order for to-morrow.

The following messages were received from the Governor, and the Senate went into Executive session:

STATE OF FLORIDA, EXECUTIVE OFFICE,
TALLAHASSEE, July 28th, 1868. }

TO THE SENATE:

I hereby nominate the following named persons for the offices severally designated, viz.:

Calvin Gillis, to be County Judge for Putnam county.

Robert H. McLeod, to be Clerk of Court for Putnam county.

Thomas Shalay, to be Sheriff for Putnam county.

Thomas Shalay, to be Collector of Revenue for Putnam county.

Robert T. Boyd, to be Assessor of Taxes for Putnam county.

Very respectfully, &c.,

HARRISON REED, Governor.

STATE OF FLORIDA, EXECUTIVE OFFICE,
TALLAHASSEE, July 28th, 1868. }

TO THE SENATE:

I hereby nominate the following named persons for the offices severally designated, viz.:

James H. Prevatt, to be County Judge for Volusia county.
 Milton H. Daniels, to be Clerk of Court for Volusia county.
 Alonzo A. Hoyt, to be Sheriff for Volusia county.
 John H. Mollison, to be Assessor of Taxes for Volusia county.
 William Minchew, to be Collector of Revenue for Volusia county.

John W. Horsford, to be County Judge for Liberty county.
 William H. Gunn, to be Clerk of Court for Liberty county.
 Joseph Shepard, to be Sheriff for Liberty county.
 Niel Black, Jr., to be Assessor of Taxes for Liberty county.
 A. Turner, to be Collector of Revenue for Liberty county.
 Thomas Leddy, to be Sheriff of Baker county.
 George W. Frazier, to be Clerk of Court for Baker county.
 Irwin J. Roberts, to be Assessor of Taxes for Baker county.
 Thomas J. Green, to be Collector of Revenue for Baker county.

Very respectfully, &c.,

HARRISON REED, Governor.

STATE OF FLORIDA, EXECUTIVE OFFICE,
 Tallahassee, July 28th, 1868. }

TO THE SENATE :

I hereby nominate Frank W. Webster, for the office of Surveyor General, *vice* Ozias Morgan resigned.

Very respectfully, &c.,

HARRISON REED, Governor.

On motion, the executive nominations for Putnam county were taken up, and the following confirmed :

Calvin Gillis, to be County Judge for Putnam county.
 Robert H. McLeod, to be Clerk of Court for Putnam county.
 Thomas Shalay, to be Sheriff for Putnam county.
 Thomas Shalay, to be Collector of Revenue for Putnam county.

Robert T. Boyd, to be Assessor of Taxes for Putnam county.

On motion, the doors were opened, and the Senate adjourned.

EIGHT O'CLOCK P. M.

The Senate met pursuant to adjournment, the President in the chair.

Mr. Mobley moved a call of the House, which was duly seconded.

The following members were found present, and the Sergeant-at-Arms sent after absentees :

Mr. President, Messrs. Bradwell, Crawford, Goss, Gunn, Mobley, and Wood.

There appearing a quorum, Mr. Jenkins moved that the call of the House be suspended, which was agreed to.

Senate bill, No. 71, was taken up on its third reading.

At section 17, chapter 6, on motion of Mr. Purman, the reading of the bill was suspended, and it was made the special order for to-morrow.

On motion of Mr. Mobley, the vote of this A. M., by which Senate bill, No. 4, was postponed till Friday, the 31st inst., was reconsidered, and the bill was taken up and read the third time, and put upon its passage. It appearing, on taking the vote, that there was not a quorum present,

Mr. Jenkins moved a call of the House, which was duly seconded. The following members were found present, and the Sergeant-at-Arms sent for absentees :

Present—Mr. President, Messrs. Alden, Bradwell, Crawford, Davidson, Jenkins, Katzenberg, Knight, Meacham, Mobley, Pearce, Purman, and Smith.

On motion, the Senate adjourned.

WEDNESDAY, July 29th, 1868.

The Senate met pursuant to adjournment, the President in the chair.

Prayer by the Chaplain.

A quorum present.

The reading of the journal was dispensed with.

On motion Senate joint resolution No. 20 was taken up on second reading, and indefinitely postponed.

The following messages were received from the Assembly, and the accompanying bills placed on the general file :

ASSEMBLY HALL,
 TALLAHASSEE, Fla., July 28, 1868. }

HON. W. H. GLEASON, President of the Senate :

SIR: The Assembly has passed Senate bill No. 43, to be entitled an act relating to jurors, with amendment.

Also :

Assembly bill, as a substitute for Senate bill No. 15, to be entitled An Act concerning Beef and Stock Cattle, and respectfully ask the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
 Clerk of the Assembly.